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PTO/SB/05 (4/98)
Approved for use through 09/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))	Attorney Docket No.	P313641
	First Inventor or Application Identifier	Steven H. Rice
	Title	METHOD AND APPARATUS FOR A DEVICE TO CREATE A MUSICAL NOISE
	Express Mail Label No.	EL740968349US

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.	ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington DC 20211
1. <input checked="" type="checkbox"/> *Fee Transmittal Form (e.g., PTO/SB117) (Submit an original and a duplicate for fee processing)	5. <input type="checkbox"/> Microfiche Computer Program (Appendix)
2. <input checked="" type="checkbox"/> Specification [Total Pages 28] (preferred arrangement set forth below) <ul style="list-style-type: none">- Descriptive title of the invention- Cross References to Related Applications- Statement Regarding Fed sponsored R & D- Reference to Microfiche Appendix- Background of the invention- Brief Summary of the invention- Brief Description of the Drawings (if filed)- Detailed Description- Claim(s)- Abstract of the Disclosure	6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) <ul style="list-style-type: none">a. <input type="checkbox"/> Computer Readable Copyb. <input type="checkbox"/> Paper Copy (identical to computer copy)c. <input type="checkbox"/> Statement verifying identity of above copies
3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 5]	ACCOMPANYING APPLICATION PARTS
4. Oath or Declaration [Total Pages 33] <ul style="list-style-type: none">a. <input checked="" type="checkbox"/> Newly executed (original or copy)b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed)<input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).	7. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 8. <input type="checkbox"/> 37 C.F.R. § 3.73(b) Statement of Power of Attorney (when there is an assignee) 9. <input type="checkbox"/> English Translation Document (if applicable) 10. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations 11. <input type="checkbox"/> Preliminary Amendment 12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 13. <input checked="" type="checkbox"/> Statement(s) <input type="checkbox"/> Statement filed in prior application, Status still proper and desired (PTO/SB/09-12) 14. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 15. <input checked="" type="checkbox"/> Other: Transmittal Letter w/ Express Cert. of Mailing

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____
Prior application in formation: Examiner _____ Group I Art Unit _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label 22931 or <input type="checkbox"/> Correspondence address below (Insert Customer No or Attach bar code label here)					
Name	Michael F. Hughes Hughes & Schacht P.L.L.C.				
Address	2801 Meridian St. Suite 1				
City	Bellingham	State	WA	Zip Code	98225
Country	U.S.	Telephone	(360) 647-1296	Fax	(360) 671-2489

Name (Print/Type)	Michael F. Hughes	Registration No. (Attorney/Agent)	41,084
Signature		Date	March 21, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2000

Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT \$ 562.00

Complete if Known

Application Number	
Filing Date	March 21, 2001
First Named Inventor	Steven H. Rice
Examiner Name	
Group / Art Unit	
Attorney Docket No.	P313641

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to credit any overpayment to the account stated below.

Deposit Account Number 08-3260

Deposit Account Name

☒ Charge Any Additional Fee Required
Under 37 CFR §§ 1.16 and 1.17

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 760 201 380		Utility filing fee	355.00
106 310 206 155		Design filing fee	
107 480 207 240		Plant filing fee	
108 760 208 380		Reissue filing fee	
114 150 214 75		Provisional filing fee	

SUBTOTAL (1) \$ 355.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
43	-20 = 23	9.00	\$ 207.00
Independent Claims	3 - 3 = 0	40.00	\$ 0.00
Multiple Dependent	none		\$ 0.00

**or number previously paid, if greater, - For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18 203 9		Claims in excess of 20
102 78 202 39		Independent claims in excess of 3
104 260 204 130		Multiple dependent claim, if not paid
109 78 209 39		** Reissue independent claims over original patent
110 18 210 9		** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 207.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130 205 65		Surcharge - late filing fee or oath	
127 50 227 25		Surcharge - late provisional filing fee or cover sheet	
139 130 139 130		Non-English specification	
147 2,520 147 2,520		For filing a request for reexamination	
112 920* 112 920*		Requesting publication of SIR prior to Examiner action	
113 1,840* 113 1,840*		Requesting publication of SIR after Examiner action	
115 110 215 55		Extension for reply within first month	
116 380 216 190		Extension for reply within second month	
117 870 217 435		Extension for reply within third month	
118 1,360 218 680		Extension for reply within fourth month	
128 1,850 228 925		Extension for reply within fifth month	
119 300 219 150		Notice of Appeal	
120 300 220 150		Filing a brief in support of an appeal	
121 260 221 130		Request for oral hearing	
138 1,510 138 1,510		Petition to institute a public use proceeding	
140 110 240 55		Petition to revive - unavoidable	
141 1,210 241 605		Petition to revive - unintentional	
142 1,210 242 605		Utility issue fee (or reissue)	
143 430 243 215		Design issue fee	
144 580 244 290		Plant issue fee	
122 130 122 130		Petitions to the Commissioner	
123 50 123 50		Petitions related to provisional applications	
126 240 126 240		Submission of Information Disclosure Stmt	
581 40 581 40		Recording each patent assignment per property (times number of properties)	
146 760 246 380		Filing a submission after final rejection (37 CFR § 1.129(a))	
149 760 249 380		For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify) _____			
Other fee (specify) _____			

Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

SUBMITTED BY

Name (Print/Type) Michael F. Hughes

Registration No. (Attorney/Agent) 41,084

Complete (if applicable)

Telephone (360)647-1296

Signature

Date March 21, 2001

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LAW OFFICES OF
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PATENT, TRADEMARK
& COPYRIGHT LAW

Assistant Commissioner for Patents
U.S. Patent and Trademark Office
Washington, D.C. 20231

March 21, 2001
Docket No. P313641

Sir:

Transmitted herewith for filing is a Patent application:

Applicant: Mr. Steven H. Rice
Title: METHOD AND APPARATUS FOR A DEVICE TO CREATE A MUSICAL
NOISE

**Application is claiming priority benefit under 35 U.S.C. §119(e) of U.S. Serial
Number(s) and Filing Date(s):**

<u>Serial Number</u>	<u>Filing Date</u>
60/191,005	03/21/00

1. Enclosed are:

- a) Certificate of Express Mailing requesting treatment under 37 CFR 1.10,
Express Mail Filing Date of March 21, 2001, Label No. EL740968349US;
- b) 1-page Utility Patent Application Transmittal;
- c) 1-page Fee Transmittal in duplicate form;
- d) ~~un~~executed Combined Declaration and Power of Attorney;
- e) IDS PTO-1449 w/ Cited References;
- f) Specification, claims and abstract (28 pages total: 18 pages of specification,
9 pages of claims, 1 page of abstract);
- g) 5 sheets of informal drawings;
- h) A check in the amount of \$ 562.00 for Filing Fee; and
- i) A stamped return receipt postcard.

EXPRESS MAIL CERTIFICATE OF MAILING
37 C.F.R. §1.10

I hereby certify that this paper (along with any paper
referred to as being attached or enclosed) is being
deposited with the United States Postal Service,
Express Mail Post Office to Addressee, in an
envelope addressed to BOX PATENT
APPLICATION, Assistant Commissioner for Patents,
Washington, DC 20231, on the date shown below.

Express Mail No: EL740968349US

Signature: 

Print Name: Robin Fry

DATE MAILED: March 21, 2001